

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

LEONA C. FITZGERALD,
Plaintiff,

v.

**HOSPITAL UNIVERSITY OF
PENNSYLVANIA, *et al.*,**
Defendants.

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CIVIL ACTION NO. 24-CV-5271

ORDER

AND NOW, this 28th day of October, 2024, upon consideration of Plaintiff Leona C. Fitzgerald's Motion to Proceed *In Forma Pauperis* (ECF No. 1) and *pro se* Complaint (ECF No. 2), it is **ORDERED** that:

1. Leave to proceed *in forma pauperis* is **GRANTED** pursuant to 28 U.S.C. § 1915.
2. The Complaint is **DEEMED** filed.
3. The Complaint is **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction for the reasons in the Court's Memorandum.
4. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

BY THE COURT:

s/ R. Barclay Surrick

R. BARCLAY SURRICK, J.